

MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION

Official Minutes

April 14, 2004

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**MINUTES OF REGULARLY SCHEDULED HIGHWAYS AND
TRANSPORTATION COMMISSION MEETING HELD IN
JEFFERSON CITY, MISSOURI, ON WEDNESDAY, APRIL 14, 2004**

A regularly scheduled meeting of the Missouri Highways and Transportation Commission held on Wednesday, April 14, 2004, in Jefferson City, Missouri, was called to order at 9:30 a.m. by Commissioner Marjorie B. Schramm. The following members were present: Commissioners Bill McKenna, James B. Anderson, Duane S. Michie, Wallace S. Hartsfield, and Larry D. Webber.

The meeting had been called pursuant to Section 226.120 of the 2000 Revised Statutes of Missouri, as amended. The Secretary verified that notice of the meeting was posted in keeping with Section 610.020 of the 2000 Revised Statutes of Missouri, as amended.

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Mr. Dave Snider, Interim Director of the Missouri Department of Transportation;
Mr. Rich Tiemeyer, Chief Counsel for the Commission; and Mrs. Mari Ann Winters,
Secretary to the Commission, were present on Wednesday, April 14, 2004.

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*"Department" or "MoDOT" herein refers to Missouri Department of Transportation.
"Commission" or "MHTC" herein refers to Missouri Highways and Transportation
Commission.*

CLOSED MEETING

The agenda of the closed meeting was posted in keeping with Sections 610.020 and 610.022, RSMo., including the following statutory citations allowing the meeting to be closed:

1. Section 610.021(11), (12) – Specifications for competitive bidding, sealed bids, or negotiated contracts.
2. Section 610.021(1) – Legal actions and attorney-client privileged communications.
3. Section 610.021(3), (13) – Personnel administration regarding particular employees.

The Commission met in the Closed Meeting from 8:00 a.m. until 9:30 a.m.

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WALLACE S. HARTSFIELD QUALIFIED AS A MEMBER OF THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION

On March 8, 2004, Governor Bob Holden announced the appointment of Wallace S. Hartsfield of Kansas City to the Missouri Highways and Transportation Commission for a term ending March 1, 2005, or until his successor is duly appointed and qualified, vice Ollie W. Gates, who resigned from the Commission on December 22, 2003, and whose term expired on March 1, 2004. The one-time, one-year term is in keeping with Section 226.030.1 RSMo., which was revised in 2003 to evenly stagger the six-year terms of Commissioners.

Mr. Hartsfield was confirmed by the Senate on April 1, 2004. He was duly sworn on April 11, 2004, in Kansas City by Judge Jon R. Gray, Circuit Judge of the Jackson County Circuit Court.

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**LARRY D. WEBBER QUALIFIED AS A
MEMBER OF THE MISSOURI HIGHWAYS
AND TRANSPORTATION COMMISSION**

On March 9, 2004, Governor Bob Holden announced the appointment of Larry D. Webber of Mexico to the Missouri Highways and Transportation Commission for a term ending March 1, 2005, or until his successor is duly appointed and qualified, vice William L. (Barry) Orscheln, term expired. The one-time, one-year term is in keeping with Section 226.030.1 RSMo., which was revised in 2003 to evenly stagger the six-year terms of Commissioners.

Mr. Webber was confirmed by the Senate on April 1, 2004. He was duly sworn on April 14, 2004, in the central office of the Missouri Department of Transportation in Jefferson City, Missouri, by Supreme Court Judge Duane Benton.

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ELECTION OF CHAIR AND VICE CHAIR

Upon motion by Commissioner Anderson, seconded by Commissioner Michie, Commissioner McKenna was unanimously elected Chair of the Commission and Commissioner Schramm was elected Vice Chair.

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**APPROVAL OF MINUTES, REGULARLY SCHEDULED
HIGHWAYS AND TRANSPORTATION COMMISSION
MEETING, MARCH 10, 2004**

Upon motion duly made and seconded, the Commission unanimously approved the minutes of its March 10, 2004, regularly scheduled meeting. The Chairman and Secretary to the Commission were authorized and directed to sign and certify said minutes and to file same in the office of the Secretary.

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CONSENT AGENDA

In order to make the most efficient use of Commission meeting time and to ensure the Commission members are well informed on issues requiring their action, the staff prepares and submits to the Commission members, in advance of their meeting, internal memoranda consisting of advice, opinions, and recommendations related to the items on the Commission meeting agenda. Those items considered by the staff to be of a routine or noncontroversial nature are placed on a consent agenda. During the meeting, items can be removed from the consent agenda at the request of any one Commission member. The items that are not removed from the consent agenda are approved with a single motion and unanimous vote by a quorum of the members.

Minutes reflecting approval of items on the consent agenda are singly reported herein and intermingled with minutes reflecting action on related subjects that were openly discussed. Reference to "consent agenda" is made in each minute approved via the process described in the paragraph above. Minutes reflecting action on items removed from the consent agenda and openly discussed reflect the open discussion and vote thereon.

No items were removed from the April 14, 2004, consent agenda. Upon motion duly made and seconded, the consent agenda items were unanimously approved.

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REPORTS OF COMMISSION COMMITTEES AND COMMISSION RELATED BOARDS

The Commission has five standing committees (Audit Committee, Bond Financing Committee, Building Committee, Compensation Committee, and Legislative Committee) and one short-term committee (Director Search Committee). In addition, it elects Commission representatives to two boards (Missouri Transportation Finance Corporation and Highway and Transportation Employees' and Highway Patrol Retirement System). The following

committee reports were made during the April 14, 2004, meeting.

Audit Committee – Commissioner Anderson reported that the Audit Committee had met by video-conference the previous day and in closed session with the Director of Audits and Investigations earlier in the day. During the meeting, the committee accepted three internal audits. The audits pertained to MoDOT's budget process, its safety program, and compliance with its time-keeping system. Several significant recommendations for changes and improvements were contained in the audits.

Commissioner Anderson also reported that the committee had reviewed the audit services contract with KPMG and noted that the Commission had approved the contract via approval of the consent agenda.

Commissioner Anderson also suggested to the Chair that consideration be given to increasing the number of members on the Audit Committee.

Director Search Committee – Commissioner Anderson reported that the Director Search Review Team had met with representatives of Grant Cooper & Associates following the March 10, 2004, Commission meeting and had finalized the director's job specification, which included ideal skill sets, characteristics, and preferred qualities. This action allowed the consultant to launch the search for potential candidates. Confidential candidate information will be shared with the Commission on a regular basis.

Legislative Committee - Chairman McKenna reported that the continuing resolution pertaining to federal transportation funding would expire at the end of April 2004. To date, consensus has not been reached at the Congressional level regarding the total funding level of the bill.

State legislation pertaining to toll roads will not be successful during the 2004 legislative session. The Missouri General Assembly is currently focusing on the budget.

Retirement System – Commissioner Anderson reported that the Board of Trustees of the Retirement System had retained two additional fund managers: one to concentrate on real estate investments and the other to focus on international investments. The target date for transitioning to a fully-insured disability program is July 1, 2004. A study will be undertaken to analyze (1) improvements in customer service, (2) benefit delivery, and (3) use of technology.

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RESOLUTION EXPRESSING APPRECIATION TO W. L. (BARRY) ORSCHELN FOR SERVICE ON THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION

The Commission unanimously adopted the following resolution:

WHEREAS, Mr. W. L. (Barry) Orscheln of Moberly was appointed to the Missouri Highways and Transportation Commission by Governor Mel Carnahan on December 31, 1997, and he served until April 1, 2004; and

WHEREAS, Mr. Orscheln served as Vice Chairman of the Commission from November 2, 2001, until September 4, 2003, and Chairman of the Commission from September 4, 2003 until his service ended on April 1, 2004; and

WHEREAS, Mr. Orscheln brought to the Commission a long, varied and distinguished background in business, manufacturing, and financial investments, which merited acceptance and respect throughout the state; and

WHEREAS, Mr. Orscheln performed his duties with the highest degree of integrity, soundly committed to keeping the public and Missouri's elected officials well informed about the condition of Missouri's transportation system and the Commission's financial ability to meet its commitments; and

WHEREAS, Mr. Orscheln carefully considered all actions taken by the Commission with a genuine desire to act in the best interest of all Missourians, without regard to their area or residence or station in life; and

WHEREAS, Mr. Orscheln listened intently to the views of his associates and presented his perspective clearly, objectively, and respectfully; and

WHEREAS, Mr. Orscheln displayed a superior skill in using humor to defuse tense or tedious discussion of Department and Commission business; and

WHEREAS, Mr. Orscheln valued and befriended MoDOT employees, addressing their issues with both fairness and compassion, and

WHEREAS, Mr. Orscheln generously gave of his personal time to contribute to the betterment of Missouri's transportation system;

NOW, THEREFORE, BE IT RESOLVED that the Highways and Transportation Commission does hereby publicly express its appreciation and gratitude to Mr. Orscheln for the public service he has performed for the citizens of Missouri.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Mr. Orscheln so he will have a permanent record of the high esteem and affection in which he is held by the members of the Missouri Highways and Transportation Commission and MoDOT staff.

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**RESOLUTION EXPRESSING APPRECIATION TO OLLIE GATES
FOR SERVICE ON THE MISSOURI HIGHWAYS AND TRANSPORTATION
COMMISSION**

The Commission unanimously adopted the following resolution:

WHEREAS, Mr. Ollie W. Gates of Kansas City was appointed to the Missouri Highways and Transportation Commission by Governor Mel Carnahan on December 31, 1997, and he served until December 22, 2003; and

WHEREAS, Mr. Gates served as Chairman of the Commission from November 2, 2001, until September 4, 2003, and served as Vice Chairman from September 4, 2003, until the end of his service on December 22, 2003; and

WHEREAS, Mr. Gates brought to the Commission long-standing business expertise, complemented by an active record of outstanding service to, and keen awareness of, the needs of his native Kansas City and the State of Missouri; and

WHEREAS, Mr. Gates performed his duties with humility, dignity, integrity, and staunch resolve that the public would be fully aware of, and have input into, Commission discussions and decisions; and

WHEREAS, Mr. Gates carefully considered all actions taken by the Commission with a genuine desire to act in the best interest of all Missourians, without regard to their area of residence or station in life; and

WHEREAS, Mr. Gates diligently sought to enhance the culture of the Department of Transportation by focusing on the value to be achieved by a diverse work force; and

WHEREAS, Mr. Gates provided insight, support, and wise counsel to the Department of Transportation management staff; and

WHEREAS, Mr. Gates served the state faithfully and with distinction, selflessly giving of his personal time to listen and respond to state transportation-related issues,

NOW, THEREFORE, BE IT RESOLVED that the Highways and Transportation Commission does hereby publicly express its appreciation and gratitude to Mr. Gates for the public service he has performed for the citizens of Missouri.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Mr. Gates so he will have a permanent record of the high esteem and affection in which he is held by the members of the Missouri Highways and Transportation Commission and MoDOT staff.

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TRANSPORTATION'S IMPACT ON ECONOMIC DEVELOPMENT

Dr. Ernest Perry, Research and Development Specialist, presented the Commission with information pertaining to the impact of dual-lane and Interstate roadways on economic development. He pointed out that money invested in transportation is also an investment in people, communities, and businesses.

Dr. Perry cited statistical information and specific studies which conclude that increased employment, higher wages, and higher gross sales result from increase in highway capacity. He said while it is clear that transportation positively affects economic development, the research to date has not determined where to direct transportation investments to get the greatest economic development return.

Dr. Perry pointed out that counties and communities in Missouri are complex and a multitude of factors can affect their growth and decline. Because of the complexity, he said it was difficult to use transportation as the actual predictor of economic development. He noted that his review of 105 rural counties in Missouri revealed that the presence of four-lane highways and interstates could only explain approximately 20 percent of the economic development. He concluded, however, that transportation continues to have a major impact on economic development and combines with many other factors to realize the greatest results.

Dr. Perry summarized by saying that transportation is an integral part of economic development. He said the right combination of historical events; location; environment; local, regional, and state initiative; and infrastructure make a difference in quality of life. He noted that all six of the economic variables (population, wages, household income, number of businesses, gross sales tax, and real estate valuations) were higher for counties with more developed highway systems.

Dr. Perry reported that the MoDOT staff will be following the lead of other progressive states by expanding their planning analyses in an effort to determine where and when transportation should be used as an economic development tool. Models will also be used to evaluate Missouri's return on transportation investments.

Commissioner Michie pointed out that the results of the research proves that planning efforts need to include the expertise of those in chambers of commerce and businesses, which will result in a broader base of support for transportation improvements.

Commissioner Anderson noted that the research reinforces the need to increase the amount of funds set aside for economic development projects.

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HEARING – JEFFERSON CITY/COLE COUNTY DELEGATION

Mr. Chris Yarnell, Cole County Public Works Director, was principal spokesman of a delegation representing Cole County and the City of Jefferson. Mr. Yarnell thanked the Commission for past improvements in the Jefferson City/Cole County area.

Mr. Yarnell expressed support for (1) using tolls to finance specific highway improvements and (2) elimination of highway user funds appropriated to other state agencies.

Mr. Yarnell reported that the correctional facility located on Capitol Avenue would be relocated during the summer of 2004. Once the correctional facility redevelopment is complete, he projected that 5,000 vehicles per hour would exit the redeveloped site. Currently, in order to access Route 50, these vehicles would need to travel through downtown Jefferson City. He reported that a solution to this access problem continues to be investigated.

Mr. Yarnell recognized the need for major reconstruction of Interstate Route 70 and proposed that Route 50 be upgraded to a four-lane facility to reduce the amount of traffic on I-70 during reconstruction and to provide an option to those traveling between Kansas City and St. Louis.

Mr. Yarnell asked the Commission to consider an Interstate Loop that would extend from Kingdom City to Jefferson City to Columbia. He pointed out that only five state capitals, including Missouri, are not located on interstate highways.

Mr. Yarnell advised that the local area will soon be signing a contract with a consultant to conduct a problem definition study on the Whitton Expressway (Route 50). The study is being done in cooperation with MoDOT, the Office of Administration, the Department of Natural Resources, Jefferson City, Cole County, the Jefferson City Area Chamber of Commerce, and the Central Eastside Neighborhood Association.

The Commission thanked the delegation for the presentation on emerging needs in Central Missouri.

* * * * *

LONG-RANGE TRANSPORTATION PLAN

On behalf of the Interim Director, Kyle Kittrell, Transportation Planning Director, withdrew the staff recommendation made at the Commission's March 10, 2004, meeting to retain HNTB to assist MoDOT in development of a long-range transportation plan. He suggested, in lieu thereof, that the staff conduct a workshop for the Commissioners and new director in the fall of 2004 to discuss the relationship between the long-range plan, the strategic plan, the planning framework, and the Statewide Transportation Improvement Program.

The Commission concurred with Mr. Kittrell's suggestion and further asked the staff to develop a workshop on issues pertaining to highway user revenues, funding allocation, and the budget process.

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MISSOURI STANDARD SPECIFICATIONS FOR HIGHWAY CONSTRUCTION, 2004 EDITION

On behalf of the Interim Director, Kevin Keith, Chief Engineer, reviewed the proposed *Missouri Standard Specifications for Highway Construction*, 2004 edition, with the Commission. He pointed out that over the past three years, the MoDOT staff has involved contractors and suppliers in changing the specifications from a “method” type format to a “performance” type format. Benefits include minimizing restrictions to contractors, promoting new and innovative construction techniques, and ultimately lowering the cost of transportation improvements.

In keeping with recommendations of the Chief Engineer, and upon motion by Commissioner Schramm, seconded by Commissioner Michie, the Commission (1) approved the content of the 2004 edition of the *Missouri Standard Specifications for Highway Construction* based on the recommendations of the Chief Engineer and MoDOT engineering staff, (2) delegated authority to the Chief Engineer to approve subsequent revisions and corrections of errata for the 2004 edition of the *Missouri Standard Specifications for Highway Construction*, and (3) approved the use of the 2004 edition of the *Missouri Standard Specifications for Highway Construction*, including subsequent revisions, in contracts bid after July 1, 2004. The Commission further directed the Chief Engineer to advise the Commission members of anticipated changes to the *Missouri Standard Specifications for Highway Construction* that may be controversial prior to such changes being made.

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TRANSPORTATION CORPORATION – HIGHWAY 67 TRANSPORTATION CORPORATION

On behalf of the Interim Director, Scott Meyer, District Engineer, District 10, advised the Commission that an application has been received to form a transportation corporation for the purpose of completing a 50-mile, four-lane corridor extending from south of Fredericktown to north of Poplar Bluff.

Mr. Meyer said that a group of interested citizens is attempting to move the project forward through use of a transportation corporation. Because it is a very substantial project, all financial information is not available at this time; however, the proposed transportation corporation members would like to proceed with a public hearing to determine whether there will be local support for generating 50 percent of the project cost for this project.

Upon motion by Commissioner Michie, seconded by Commissioner Schramm, and in (1) keeping with a recommendation from Mr. Meyer, (2) recognizing the uniqueness and complexity of such a project, and (3) realizing that a feasible financing plan has not yet been defined, the Commission ordered a local public hearing in accordance with the Missouri Transportation Corporation Act.

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DISCUSSION OF FEDERAL TRANSPORTATION REAUTHORIZATION BILL

On behalf of the Interim Director, Kyle Kittrell, Transportation Planning Director, reviewed a number of upcoming decisions that will need to be made following Congressional approval of a federal transportation bill. The issues included determining the completion date for the Statewide Transportation Improvement Program, allocation of funds for taking care of the existing system, allocation of funds for major bridges, allocation of funds for cost-

share and economic development projects, and level of participation in local bridge and urban programs.

Mr. Kittrell's presentation was informational with no Commission action being requested or taken.

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HUMAN RESOURCES AND EQUAL OPPORTUNITY ANNUAL UPDATE

On behalf of the Interim Director, Micki Knudsen, Human Resources Director, and Brenda Treadwell-Martin, Equal Opportunity Director, provided the Commission with an annual report on employment, employee issues, and equal opportunity issues.

Commissioner Hartsfield expressed his hope that opportunities for minorities are available within MoDOT.

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COMMUNICATION EFFORTS REPORT

Ms. Kathy White, Public Information and Outreach Director, reviewed current activities pertaining to increasing communication efforts. Consideration is being given to returning to a statewide employee newspaper, in lieu of the ten newsletters currently being prepared at the district level, and improvements are continuing to be made on MoDOT's website. Ms. White reported that publication of the *Pathways* quarterly magazine would cease after the current issue due to its cost and limited circulation.

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2004-2008 STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM, 2004 AMENDMENT

On behalf of the Interim Director, Kyle Kittrell, Transportation Planning Director, recommended adding the following two new construction projects to the 2004-2008 Statewide Transportation Improvement Program.

- a. Route 70, Callaway County, Job No. 5I0843 – Resurface the westbound lanes including a section of pavement replacement from 0.5 mile west of Route D overpass to east of Route 54.
- b. Southwest District, Job No. 7P0777 – Install stop-approach rumble strips at seven intersections in the southwest district. Intersections include Route 86/F in Barry County; Routes 43/126 and 43/160 in Barton County; Routes 43/96 and 249/VV in Jasper County; and Routes 39/96 and 96/67 in Lawrence County.

Via approval of the consent agenda, the Commission unanimously approved the recommendation.

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FEDERAL FY 2004 NON-PRIMARY AIRPORT ENTITLEMENT PROGRAM, MULTIMODAL OPERATIONS

On behalf of the Interim Director, Brian Weiler, Multimodal Operations Director, recommended approval of the disbursement of Federal Fiscal Year 2004 non-primary airport entitlement funds to 69 general aviation airports. Disbursements to any single airport will not exceed \$150,000.

Via approval of the consent agenda, the Commission unanimously approved the recommendation and authorized the Director, Chief Engineer, Chief Operating Officer, or Multimodal Operations Director to execute the respective agreements, subject to approval as to form by the Chief Counsel's Office.

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INDEPENDENT CERTIFIED PUBLIC ACCOUNTANT AGREEMENT

On behalf of the Interim Director, Mike Golden, Chief Financial Officer, recommended approval of an agreement with KPMG to conduct the Fiscal Year 2004 audit at a cost of \$285,000.

Via approval of the consent agenda, the Commission unanimously approved the recommendation and authorized the Chief Financial Officer to execute the agreement, subject to approval as to form by the Chief Counsel's Office.

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CONSULTANT AGREEMENT, FEDERAL TRANSPORTATION REAUTHORIZATION

On behalf of the Interim Director, Jay Wunderlich, Governmental Affairs Director, recommended approval of a contract with Cassidy & Associates in Washington, D.C., to assist the Department in securing federal transportation funds during the federal transportation reauthorization and the annual federal transportation appropriations processes. The contract amount is \$10,000 per month extending through October 14, 2004, with an option to extend the contract for up to six months.

Via approval of the consent agenda, the Commission unanimously approved the recommendation and authorized the Chief Engineer to execute the contract, subject to approval as to form by the Chief Counsel's Office.

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HUTCHINGS FARM PLAZA TRANSPORTATION DEVELOPMENT DISTRICT, APPOINTMENT OF AN ADVISOR, APPROVAL OF THE PROJECT

On behalf of the Interim Director, Ed Hassinger, District 6 Engineer and Mike Golden, Chief Financial Officer, presented the Hutchings Farm Plaza Transportation Development District proposed transportation projects which include improvements associated with the realignment of Hutchings Farm Drive, an opposing curb cut at Route K, intersection signalization, and storm water runoff improvements.

The Commission has a direct interest in the portion of the project that will be merged into the state highways and transportation system, but it has no financial participation in the project. The Transportation Development District will fund the costs of the project through a sales tax pursuant to the Transportation Development District Act.

Via approval of the consent agenda, the Commission unanimously (1) appointed the District 6 St. Charles County Area Engineer as the Commission advisor to the Hutchings Farm Plaza Transportation Development District's board of directors, (2) found the Commission's portion of the project to be a necessary and desirable extension of the state highways and transportation system, subject to the Transportation Development District making any revisions in the plans and specifications required by the Commission and subject to the Transportation Development District entering into a mutually satisfactory agreement with the Commission regarding development and future maintenance of the project, and (3) authorized the District 6 District Engineer to execute the Cooperative Agreement for the project.

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CONSIDERATION OF BIDS ON FEDERAL-AID AND STATE PROJECTS

Award of Contracts, March 19, 2004, Bid Opening

On behalf of the Interim Director, Diane Heckemeyer, State Design Engineer, stated that bids for road and bridge improvement projects had been received on March 19, 2004.

Ms. Heckemeyer presented a tabulation of the bids received on the following projects and recommended awards be made to the lowest responsive and responsible bidder noted below. She also recommended that the bid of Molawn Lawncare on Call 804 (failure to use the standard Bid Bond form) and the bid of Dore & Associates Contracting, Inc., on Call X01 (bid exceeded their stated maximum monetary value for this bid opening) be declared non-responsive.

Route County Project	Bid Amount Plus 3% for Contingencies	Non- Contractual Costs	<u>Contractor</u>
Call 102 116 Clinton J1P0776	\$2,126,015.84	\$656.00	Loch Sand & Construction Co. Maryville, MO
Call 201 36 Linn J2P0734	151,709.40		James Cape & Sons Company Racine, WI
Call 202 63 Randolph J2P0692	1,226,594.74		APAC-Missouri, Inc. Columbia, MO
Call 301 151 Monroe J3S0574	846,660.00	184.42	Bleigh Construction Company Hannibal, MO

Call 401			
9	695,747.23	144.00	Superior Bowen
Clay			Asphalt
J4S1607			Company, L.L.C.
9			Kansas City, MO
Clay			
J4S1651			
Call 402			
D	718,651.61		Hilty Quarries, Inc.
Johnson			Clinton, MO
J4S1141			
Call 403			
33	318,006.84	360.00	Superior Bowen
Clay			Asphalt
J4S1614			Company, L.L.C.
			Kansas City, MO
Call 404			
291	513,927.89	492.50	APAC-Kansas, Inc,
Cass/Jackson			Kansas City Division
J4P1613			Overland Park, KS
Call 501			
54	467,223.86	72.00	APAC-Missouri, Inc.
Cole/Callaway			Columbia, MO
J5P0822			
Call 601			
64	20,289,753.37		Edward Kraemer &
St. Louis City			Sons, Inc.
J6I0985K			St. Charles, MO
Call 602			
70	39,863.06		R. V. Wagner, Inc.
St. Louis City			St. Louis, MO
J6I1646			
Call 603			
67	1,667,554.63	1,864.96	Gershenson
St. Louis			Construction
J6P1520			Co., Inc.
			Eureka, MO

Call 604 70 St. Louis City J6I1710	103,044.99		Park-Mark, Inc. St. Louis, MO
Call 605 Various St. Louis/St. Charles/Jefferson/ Franklin and St. Louis City J6M0075	970,555.59		Collins & Hermann, Inc. St. Louis, MO
Call 606 A Franklin J6S1651	33,827.12		N. B. West Contracting Company Brentwood, MO
Call 607 Various Various J6P1757	823,418.05		X-L Contracting, Inc. Hazelwood, MO
Call 608 Various St. Louis J6I1759	1,608,720.95		St. Louis Bridge Construction Company Arnold, MO
Call 701 71 Jasper J7S0709B	140,520.44		SMD, Inc. Boonville, MO
Call 801 64 Hickory J8S0654	5,676,518.94	656.00	Columbia Curb & Gutter Co. Columbia, MO
Call 802 65 Greene J8M0060	82,147.39		Hunter Chase & Associates, Inc. Springfield, MO
Call 803 County Road 551 Ozark J8O0551	263,022.97		Leo Journagan Construction Co., Inc.

Bridge Creek Launch Road
Ozark
J8O0551A
County Road 551
Ozark
J8O0551B

Springfield, MO

Call 804

60 38,727.37
Greene
J8M0061

Lyness Landscaping,
LLC
Walker, MO

Call X01

74 2,296,498.82
Cape Girardeau
J0U0321E

Midwest Foundation
Corp.
dba Tremont
Foundation
Corporation
Tremont, IL

Call X02

34 134,248.29
Cape Girardeau
J0P0875

Premier Demolition,
Inc.
Cedar Hill, M

Totals	<u>\$41,232,954.39</u>	<u>\$4,429.88</u>
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Construction speed limits conform to the standard work zone speed limits shown on Standard Drawing No. 616.10 as approved by the Commission.

Authority to Reject Bids

Ms. Heckemeyer further advised the Commission that bids were received March 19, 2004, on the following project. She recommended the bids on Call 101 be rejected because they was considered excessive.

Route
Call 101
6

County
Buchanan

Project
J1P0903

Commission Action

After consideration and upon motion by Commissioner Michie, seconded by Commissioner Schramm, the Commission unanimously took the following action.

1. Awarded contracts to the lowest responsive and responsible bidders for bids received on March 19, 2004, as recommended and noted above, and authorized an additional three percent of the contract amount for contingencies. The Commission approved the allocation of funds covering the non-contractual costs for these projects as indicated on the above tabulation.
2. Declared as “non-responsive” the bids of Molawn Lawncare on Call 804 and Dore & Associates Contracting, Inc., on Call X01.
3. Rejected the bids received on Call 101.

In keeping with the Commission’s Delegation of Authority to Execute Documents, the Director, Chief Engineer, Chief Operating Officer, or Director of Project Development are authorized to execute the contracts awarded above.

* * * * *

DISPOSAL OF EXCESS PROPERTY, ROUTE I-70, ST. CHARLES COUNTY

On behalf of the Interim Director, Ed Hassinger, District 6 Engineer, recommended conveyance of approximately 4.43 acres of land (Excess Parcel No. E6-0736) located on the north side of Interstate Route 70 at its intersection with Lake St. Louis Boulevard, St. Charles County, to SS & D Properties, LLC, in exchange for approximately 2.49 acres and infrastructure to be located thereon.

Via approval of the consent agenda, the Commission unanimously approved the recommendation.

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**DISPOSAL OF EXCESS PROPERTY,
ROUTE A (ALSO REFERRED TO AS ROUTE 21A), JEFFERSON COUNTY**

On behalf of the Interim Director, Ed Hassinger, District 6 Engineer, recommended conveyance of 0.39 acre of land (Excess Parcel No. E6-31817) located near the intersection of Route 21A and Shapiro Drive near its intersection with Gamel Cemetery Road in the City of Festus, Jefferson County, to Lowe's Home Centers, Inc., for a consideration of \$70,700.

Via approval of the consent agenda, the Commission unanimously approved the recommendation.

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**ACQUISITION OF RIGHT-OF-WAY FROM
MODOT EMPLOYEE, ROUTE 52, MILLER COUNTY**

On behalf of the Interim Director, Roger Schwartze, District 5 Engineer, reminded the Commission that in keeping with Commission policy, the offer to acquire property from a MoDOT employee or Commission member must be approved by specific Commission action. In order to proceed with Project J5S0723, Route 52, Miller County, Mr. Schwartze requested authority to:

- a. Make an offer and settlement with Pamela R. Otto, a MoDOT employee, for \$3,500 for 1.08 acre of right-of-way and .08 acre temporary easement for Parcel No. 4.
- b. Make an offer and settlement with Pamela R. Otto for \$2,500 for .21 acre of right-of-way for Parcel No. 4A. This acquisition is necessary due to proper handling of Native American remains and physical instability of the rock bluff on the property.

Via approval of the consent agenda, the Commission unanimously approved the request.

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ROADWAY LOCATION AND DESIGN APPROVAL

On behalf of the Interim Director, District Engineers recommended the Commission approve the location and design for the following projects:

**Route 69, Clinton County
1.2 Miles South of Route 116
Job No. J1S0822**

Public Hearing Held February 24, 2004

This improvement will provide for the replacement of the existing 20' wide deficient bridge over the Crooked River with a new 40' wide bridge on the same horizontal alignment, replacing the existing 10' lanes and 8' shoulders with 12' lanes and 8' shoulders and correcting the vertical alignment just south of the bridge with normal access right of way. Traffic will be detoured onto a signed 14-mile state route detour. This project is 0.4 mile in length.

Ms. Beth Wright, District 1 Engineer, recommended approval of the location and design as presented at the public hearing.

**Route C, Lewis County
2.3 Miles East of Route BB
Job No. J3S0655**

No Public Hearing Held

This improvement will provide for grading, paving and the replacement of the bridge over North Fabius River. This project has normal access right of way. Route C will be closed for a period of approximately five months during the summer months for replacement of the bridge. This project is 0.2 mile in length.

Mr. Kirk Juranas, District 3 Engineer, recommended approval of the location and design as advertised for a public hearing.

**Route E, Lewis County
3.2 Miles East of Route K (North Fabius River)
Job No. J3S0453**

No Public Hearing Held

This improvement provides for grading, paving and replacing the bridge over the North Fabius River. This project has normal access right of way. The road will be closed during construction and traffic will be detoured over state routes for approximately 34 miles. This project is 0.2 mile in length.

Mr. Kirk Juranas, District 3 Engineer, recommended approval of the location and design as advertised for a public hearing.

Route YY, Monroe County
0.4 Mile East of Randolph County
Job No. J3S0482
No Public Hearing Held

This improvement provides for grading, paving and rehabilitation of the bridge over Coon Creek. The project has normal access right of way. Route YY will be closed for a period of approximately three months during the summer months for rehabilitation of this bridge. Traffic will be detoured over state routes for 19 miles. This project is 0.2 mile in length.

Mr. Kirk Juranas, District 3 Engineer, recommended approval of the location and design as advertised for the public hearing.

Route YY, Monroe County
2.7 Miles West of Route 151
Job No. J3S0483
No Public Hearing Held

This improvement provides for grading, paving and rehabilitation of the bridge over Milligan Creek. The project has normal access right of way. Route YY will be closed for a period of approximately three months during the summer months for rehabilitation of this bridge. Traffic will be detoured over state routes for 19 miles. This project is 0.2 mile in length.

Mr. Kirk Juranas, District 3 Engineer, recommended approval of the location and design as advertised for the public hearing.

Route O, Pike County
0.2 Mile North of Lincoln County Line
Job No. J3S0499
No Public Hearing Held

This improvement provides for grading, paving and replacement of the bridge over Big Lead Creek. The project has normal access right of way. Route O will be closed for a period of approximately five months during the summer months for replacement of the bridge. Traffic will be detoured over state routes for 21 miles. This project is 0.1 mile in length.

Mr. Kirk Juranas, District 3 Engineer, recommended approval of the location and design as advertised for a public hearing.

**I-64, City of St. Louis
I-64 at 6th Street
Job No. J6I1667**

Public Hearing Held January 22, 2004

Construct a new eastbound I-64 ramp, beginning at 6th and Gratiot Streets to replace the 8th Street ramp which was removed to make room for a new ballpark. The project has fully controlled right of way. Traffic is being detoured to the eastbound I-64 ramp at Memorial Drive and the eastbound I-64 ramp at 22nd Street until the new ramp is opened. This project is 0.4 mile in length.

Mr. Ed Hassinger, District 6 Engineer, recommended approval of the location and design as presented at the public hearing, revised with a reduction in the proposed right-of-way taking by reducing the width of sidewalks to 6 feet and by removing green space between the ramp and proposed sidewalks.

**Route C, St. Charles County
0.1 Mile South of Route B
Job No. J6S1026**

Public Hearing Held March 3, 2004

This improvement provides for the bridge replacement of the bridge over Belleau Creek. The project has normal access right of way. Route C will be closed for approximately 30 calendar days to replace the bridge and raise the roadway grade approximately three feet. This project is 0.5 mile in length.

Mr. Ed Hassinger, District 6 Engineer, recommended approval of the closure of Route C, south of Route B, during the bridge replacement as presented at the public hearing.

**Interstate 70, City of St. Louis
North of Downtown St. Louis
Job No. J6U1086**

Public Hearing Held August 29, 2002

This improvement provides a new interchange to connect the proposed new I-70 Mississippi River Bridge, existing I-70 and local City of St. Louis streets. The project has fully controlled right of way. Traffic will be maintained over the existing roadway during construction. This project is 1.8 miles in length.

Mr. Ed Hassinger, District 6 Engineer, recommended approval of the location and design as presented at the public hearing, revised with the removal of the North Market cul-de-sac.

After full consideration of the favorable and adverse economic, social, and environmental effects of the recommended designs, the Commission, via approval of the consent agenda, unanimously found and determined the recommended designs would best serve the interest of the public and approved the recommendations.

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**RATIFICATION OF APPROVAL OF RIGHT OF WAY
PLANS FOR CONDEMNATION**

On behalf of the Interim Director, Diane Heckemeyer, State Design Engineer, recommended the Commission ratify the approval of Chief Engineer of the following right of way plans, which have been filed for condemnation.

<u>County</u>	<u>Route</u>	<u>Job Number</u>	<u>Date Commission Approved Design</u>
Macon	36	J2P0479B	July 2, 1998 (3 rd Amended)
Ste. Francois	67	J0P0879	September 4, 2003

In accordance with Section 227.050 RSMo, the Commission, via approval of the consent agenda, approved the right of way plans for the above noted projects and directed they be filed as necessary for the condemnation of right of way.

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-- REPORTS --

MHTC DEBT MANAGEMENT POLICY

In May 2000, the Commission adopted the MHTC Debt Management Policy. The intent of the policy is to maintain top credit ratings on long-term debt issued by the Commission and to minimize borrowing costs. Reports were furnished to the Commission on the projected annual debt limit and obligations and MoDOT's program acceleration commitments. As of April 2004, the Commission is in compliance with its Debt Management Policy.

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MoDOT FINANCIAL REPORT

Mike Golden, Chief Financial Officer, presented the Financial Report for fiscal year 2004 period ending February 29, 2004. The report is intended to show budget to actual cost comparisons.

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DESIGN/BRIDGE ENGINEERING CONSULTANTS REPORT

Diane Heckemeyer, State Design Engineer, presented the Design/Bridge Engineering Consultants Report as of February 27, 2004. The report reflects current active consultant work on projects contained in the State Transportation Improvement Program.

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By unanimous vote of all members present, the meeting of the Commission was adjourned.

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